

FORM PTO-1390 MODIFIED	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER <b>2590-146</b>
<b>TRANSMITTAL LETTER TO THE UNITED STATES          DESIGNATED/ELECTED OFFICE (DO/EO/US)          CONCERNING A FILING UNDER 35 U.S.C. 371</b>		U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) <div style="font-size: 2em; font-weight: bold; text-align: center;">10/565002</div> <div style="text-align: center; font-size: 0.8em;">Unknown</div>
INTERNATIONAL APPLICATION NO. <b>PCT/CH2004/000466</b>	INTERNATIONAL FILING DATE <b>23 July 2004</b>	PRIORITY DATE CLAIMED <b>24 July 2003</b>

TITLE OF INVENTION

**ORIENTATION DEVICE FOR SURGICAL IMPLEMENT**

APPLICANT(S) FOR DO/EO/US

**ECHEVERRI**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
  2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
  3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
  4. ☒ The U.S. has been elected (Article 31).
  5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
    - a. ☒ WO 2005/009303 is attached hereto (18 pages specification, claims & abstract (28 claims), 15 sheets drawings).
    - b. ☒ has been communicated by the International Bureau.
    - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
  6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(3))
    - a. ☐ is attached hereto (        pages specification, claims & abstract (        claims),        sheets drawings,        page Certificate of Translation).
    - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
  7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
    - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
    - b. ☐ have been communicated by the International Bureau.
    - c. ☐ have not been made; however, the time limit for making such amendments has **NOT** expired.
    - d. ☐ have not been made and will not be made.
  8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
  9.
    - a. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
    - b. ☐ Declaration was submitted to the International Bureau during International Phase (see copies of Declaration (        page Form PCT/RO/101 and Form PCT/IB/371 and first page of printed publication acknowledging receipt thereof attached).
  10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11 To 20 below concern document(s) or information included:**
11. ☒ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
  12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
  13.
    - a. ☒ A FIRST preliminary amendment.
    - b. ☐ A SECOND or SUBSEQUENT preliminary amendment.
  14. ☐ An Application Data Sheet under 37 C.F.R. § 1.76.
  15. ☐ A substitute specification.
  16. ☐ A change of power of attorney and/or address letter.
  17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
  18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
  19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
  20. ☒ Other items or information. (1) Two Amended Sheets (claims 1-12) annexed to IPER and (2) Three Notifications of the Recording of a Change

IAP15 Rec'd PCT/PTO 19 JAN 2006

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.51) <b>10/565002</b>		INTERNATIONAL APPLICATION NO. <b>PCT/CH2004/000466</b>		ATTORNEY'S DOCKET NUMBER <b>2590-146</b>	
<input checked="" type="checkbox"/> The following fees are submitted:					
<b>BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5):</b>					
21. <input checked="" type="checkbox"/> Basic national fee .....		\$300.00 (1631)/\$150.00 (2631)		\$	150.00
22. <input checked="" type="checkbox"/> Examination Fee.....		\$0 (1643/2643)		\$	100.00
23. <input checked="" type="checkbox"/> Search Fee .....		\$0 (1640/2640)			
		\$100 (1641)/\$50 (2641)			
		\$400 (1642)/\$200 (2642)			
		\$500.00 (1632)/\$250.00 (2632)		\$	200.00
<b>TOTAL OF ABOVE CALCULATIONS</b>				\$	450.00
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE	
0 -100	0 /50 =	0.00		\$0.00 (1681)	
				\$0.00 (2681)	
Surcharge of \$130.00 (1617)/\$65.00 (2617) for furnishing the oath or declaration later than <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e).				\$	
CLAIMS		NUMBER FILED	# EXTRA	RATE	
Total Claims	12	minus 20 =	0 X	\$50.00 (1615)/	\$25.00 (2615)
Independent Claims	1	minus 3 =	0 X	\$200.00 (1614)	\$100.00 (2614)
MULTIPLE DEPENDENT CLAIMS(S) (if applicable)				\$360.00 (1616)/\$180.00 (2616)	
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s): One Month Extension \$120.00 (1251)/\$60.00 (2251); Two Month Extensions \$450.00 (1252)/\$225.00 (2252); Three Month Extensions \$1020.00 (1253)/\$510.00 (2253); Four Month Extensions \$1590.00 (1254)/\$795.00 (2254)				\$	0.00
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.					
Processing fee of \$130.00 (1618), for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(f).				\$	0.00
<b>TOTAL NATIONAL FEE =</b>				\$	<b>450.00</b>
Fee for recording the enclosed assignment (37 C.F.R. 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 (8021) per property				\$	40.00
Fee for Petition to Revive Unintentionally Abandoned Application; \$1500.00 (1453) / \$750.00 (2453)				\$	0.00
<b>TOTAL FEES ENCLOSED =</b>				\$	<b>490.00</b>
				Amount to be refunded:	\$
				Amount to be Charged:	\$

- a. ☐ A check in the amount of \$490.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. 14-1140 in the amount of \$\_\_\_\_\_ to cover the above fees.

A duplicate copy of this form is enclosed.

- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A duplicate copy of this form is enclosed.
- d. ☒ **CREDIT CARD PAYMENT FORM ATTACHED.**
- e. ☒ The entire content of International Application No. **PCT/CH2004/000466** and any U.S. and foreign application(s) corresponding thereto, and PCT/CH03/00502, referred to in this application is/are hereby incorporated by reference in this application.

10/565002

**NOTE:** Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b) must be filed and granted to restore the application to pending status.

**CORRESPONDENCE ADDRESS**

Direct all correspondence to:

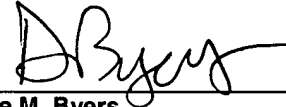
☒ **Customer Number:**

**23117**

*Type Customer Number here*

Telephone: (703) 816-4000

DMB:Imy

**Duane M. Byers**

NAME

**33,363**

REGISTRATION NUMBER

**January 19, 2006**

Date